

HAMILTON COUNTY BOARD OF COMMISSIONERS
JULY 24, 2006

The Hamilton County Board of Commissioners met on Monday, July 24, 2006 in the Commissioners Courtroom in the Hamilton County Government and Judicial Center, One Hamilton County Square, Noblesville, Indiana. The Commissioners met in Executive Session in Conference Room 1A. President Holt called the public session to order and declared a quorum present of Commissioner Christine Altman, Commissioner Steven C. Dillinger and Commissioner Steven A. Holt. The Pledge of Allegiance was recited.

Approval of Minutes

Altman motioned to approve the minutes of July 10, 2006 with the correction of 68 animals to 68,000 animals under the Animal Control discussion and the minutes of July 11, 2006. Holt seconded. Altman and Holt approved. Dillinger abstained. Motion carried.

Executive Session Memoranda

Dillinger motioned to approve the Executive Session Memoranda of July 24, 2006. Altman seconded. Motion carried unanimously.

Bid Openings [1:22:25]

Signal Installation - 146th Street and Rohrer Road

Mr. Michael Howard opened the bids for Signal Installation at 146th Street and Rohrer Road in Clay and Washington Townships. Form 96, Bid Bond, Non-Collusion Affidavit and Financial Statement were included unless otherwise specified. 1) Morphe Construction - \$108,233.80. 2) Midwestern Electric - \$139,198.50. 3) Trans Tech Electric, LP - \$114,628.00. Dillinger motioned to forward the bids to the highway department for review and recommendation later today. Altman seconded. Motion carried unanimously.

Small Structure #33032 - Craig Avenue over Sheward Ditch

Howard opened the bids for Small Structure #33032, Craig Avenue over Sheward Ditch in White River Township (PB-06-0007). Form 96, Bid Bond, Non-Collusion Affidavit, Financial Statement and Acknowledgment of Addendum were included unless otherwise specified. 1) American Contracting - \$396,842.43. 2) Duncan Robertson Incorporated - \$340,207.39. 3) Calumet Asphalt - \$326,494.67. 4) Erber & Milligan Construction - \$292,802.17. 5) HIS Constructors, LLC - \$354,848.00. Dillinger motioned to forward the bids to the highway department for review and recommendation later today. Altman seconded. Motion carried unanimously.

Bridge #119, East 191st Street over Stony Creek

Howard opened the bids for Bridge #119, East 191st Street over Stony Creek in Wayne Township (PB-006-0009). Form 96, Bid Bond, Non-Collusion Affidavit, Financial Statement and Acknowledgment of Addendum were included unless otherwise specified. 1) American Contracting - \$319,607.75. 2) Duncan Robertson Incorporated - \$289,223.25. 3) Erber & Milligan Construction - \$229,434.50. Dillinger motioned to forward the bids to the highway department for review and recommendation later today. Altman seconded. Motion carried unanimously.

Commerce Drive Extension - Phase 1

Howard opened the bids for Commerce Drive Extension - Phase 1 (PR-04-0014). Form 96, Bid Bond, Non-Collusion Affidavit, Financial Statement and Acknowledgment of Addendum were included unless otherwise specified. 1) E&B Paving - \$379,841.86. 2) Rieth-Riley - \$417,202.00. 3) Milestone - \$405,000.00. Dillinger motioned to forward the bids to the highway department for review and recommendation later today. Altman seconded. Motion carried unanimously.

161st Street and Hazel Dell Jurisdiction [1:34:56]

Mr. Corby Thompson stated the property on the northwest corner of 161st Street and Hazel Dell Road is in the county's jurisdiction. To the northwest is the City of Noblesville and to the southeast is the City of Noblesville. They have filed their petition for annexation with the City of Noblesville but they are not currently contiguous. The project is under both jurisdictions and there are conflicting ordinances. Thompson requested the county release their jurisdiction on this property. Dillinger motioned to approve the request. Altman seconded. Motion carried unanimously. Thompson stated Kent Ward would like us to keep the Kirkendall Drain as a legal drain, which they are ok with doing. It is heavily wooded and they don't know if they want to clean it all out per county standards. Thompson will work that out with the Surveyor.

Highway Business [1:36:18]

Bicycle Race on County Roads

Mr. Steve Goar, Historic West 10th, Anderson, Indiana. Goar stated he is organizing the Indiana State Road Race Championship for USA Cycling. The course in Hamilton County that starts and ends at Hamilton Southeastern High School is the route he has chosen. They anticipate 150-200 racers on Sunday, August 6, 2006. The race will start at HSE, north to SR 238, right on SR 238 to Connecticut Avenue, turn right to 104th Street then right on Florida Road. Florida Road to 113th Street, left to Ringer Road, turn right to 116th Street, left to Olio Road, which is approximately 10.4 miles. The elite level riders will do 97 miles and the juniors will do 3 laps of this course. The race will begin at 7:45 a.m. and be done by 12:30 p.m. He is requesting rolling closure where law enforcement vehicles are on either side of the field of racers filed by a neutral support vehicle. Holt asked if he arranges the law enforcement and support vehicles? Goar stated yes. Holt asked if he has any kind of Hold Harmless Agreement in the event of a liability that would pull Hamilton County or Fishers in? Goar stated he has attached the Hamilton County Commissioners to the Rider. Holt asked what is the level of coverage? Goar stated \$1 million per person. Howard stated Hamilton County Indiana and Hamilton County Commissioners both need to be named. Altman asked if he is a not for profit? Goar stated no. Altman asked if it will generate income? Goar stated he hopes, it is a for profit race. Holt asked if it is his race and the sanctioning body? Goar stated both, the sanctioning body provides the medals and officiating, he as the race organizer handles the coordination of the local officials. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Acceptance of Bonds/Letters of Credit - Highway Department

Mr. Joel Thurman requested acceptance of Bonds and Letters of Credit for the highway department. 1) HCHD #B-99-0073 - Western Surety Company Assumption of Liability Certificate for Continental Casualty Company Bond #190489333 issued on behalf of Buckeye Pipe Line company on July 16, 2006 to expire July 16, 2007. 2) HCHD #B-06-0026 - Travelers Casualty and Surety Company Performance Bond No. 104758258 issued on behalf of E&B Paving, Inc. for Resurface Contract 06-2 to expire June 22, 2008. 3) HCHD #B-06-0027 - Ohio Casualty Insurance Permit Bond #3-807-466 issued on behalf of Fepco Tool & Supply Inc. to expire July 17, 2007. 4) HCHD #B-06-0028 - American Southern Insurance Company Performance Bond No. B98815015148 issued on behalf of Hazel Dell, LLC in the sum of \$306,324.47 for Bridge #210, Edenshall Lane over Kirkendall Creek to expire July 19, 2008. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Agreements/Supplements

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146th Street Extension Project Construction Engineering Services

Thurman requested approval of an engineering agreement with United Consulting Engineers, Inc. for the 146th Street Extension Project from S.R. 37 to Boden Road. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Official Action

Eller Road

Thurman requested approval of an official action to install regulatory signs on Eller Road from 870' north of 106th Street to 1170' north of 106th Street for the new elementary school. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Request to Advertise [1:44:19]

Resurface Project 06-3, Various Roads in Noblesville, Washington and Wayne Townships

Thurman requested permission to advertise for Contract Resurface Project 06-3, various roads in Noblesville, Washington and Wayne Townships. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Correspondence

Springmill Road Closure

Thurman requested permission to close Springmill Road between 96th Street and 116th Street and 106th Street between US 31 and Ditch Road beginning on or after Monday, July 31, 2006 for a period of 45 calendar days for an intersection improvement. Dillinger asked if this could potentially close 96th, 106th and 116th Streets all at once? Thurman stated the only closures he is currently aware of are the bridge over 96th Street between Ditch and Springmill, which will remain closed until next year; 96th and Springmill is currently opened. They have spoken with Carmel and our recommendation was to not have it closed the same time as 106th Street. 126th was recently closed at what will be Illinois Street. That should not have an effect on this intersection. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Announcements

INDOT Meeting - Access Management

Thurman stated INDOT held a meeting for all people involved in road cut permits, planning and land use. The topic was Access Management. INDOT is trying to develop a program for access management, which they currently do not have. A pilot project for access management will be applied to US 31 beginning at 203rd Street or SR 38 and going north. Altman asked if the intent is to do an overlay zone to protect right of way or more access road cuts? Mr. Brad Davis stated it could be both. Altman stated they have spoken with INDOT about trying to push on their major thoroughfares in the rural areas some type of process to exaction of real estate with a thoroughfare plan or something. Altman suggested continuing to push this idea.

Western Way

Altman asked for the status of Western Way. Thurman stated they have had several communications with Skinner and Broadbent and they understand what we are asking. We hope the trees to be removed very soon. The Town of Westfield is working behind the development along Greyhound Pass which will affect more landscape. They are trying to coordinate both issues at the same time and we have given them some leeway to get it done. If it is not done soon we will request they remove the trees or the county may possibly do that for them.

Highway Meeting

Davis stated the Highway Meeting is scheduled for this Friday. Altman stated a quorum is not available. The meeting is canceled.

INDOT Annual Meeting

Davis stated INDOT has scheduled their annual meeting on August 3, 2006 at 1:30 p.m. or 6:00 p.m. at the Greenfield District office.

TkTalk Usage Justification [1:51:28]

Altman stated the commissioners had asked the elected officials and department heads to provide information as to who is on TkTalk. A lot of them did a blanket everybody sign up, which this process has helped them decide who really needs TkTalk. It would behoove us to set up a policy that if the reason they have TkTalk, being that there is no time clock that they are expected to clock in at their desk, not remotely, as an element of control. The other is to put the onus on the elected official or department head to certify that the people that are on it are on it for valid reasons and they are monitoring the activity. Holt asked if the appropriate thing would be to forward this to the personnel committee for discussion and recommendation? Dillinger stated this is not normally what they would deal with. Altman motioned that if someone does not have a time clock they check in at their desk. Dillinger seconded. Motion carried unanimously. Altman stated the other component is that if they allow remote check-in they monitor the activities of their employees to insure it is appropriate. Altman motioned that it be the policy that they (elected officials and department heads) are under the obligation to supervise the activity on TkTalk. Dillinger seconded. Motion carried unanimously.

ERA Abatement Professional Services Agreement

Ms. Debbie Folkerts requested approval of the Professional Services Agreement with Nexus for preparation of the ERA Abatements for Adams, Wayne and Washington Townships. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Commissioner Committee Reports [1:56:48]

Insurance Committee

Dillinger stated the insurance committee has not met, they will check out the information on the NaCO Prescription Cards and the increase of the insurance consultant's cost.

Attorney [1:57:45]

Ordinance 07-24-06-A, Creating a Revolving Airport Capital Fund

Howard introduced Ordinance 07-24-06-A, Creating a Revolving Airport Capital Fund. The Aviation Board receives grant monies in the form of reimbursements. In the past there has been enough money in funds to pay invoices. Bids have been opened for the construction of the parallel taxiway at an estimated project cost of \$1.7 million. There is not enough money to pay the claims while we wait for FAA reimbursement. The Aviation Board is requesting an appropriation of "seed money" in the amount of \$100,000 for the local match and \$300,000 to pay

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invoices while waiting for reimbursements. The additional will be requested from the Thompson TIF district. For accounting purposes the Auditor has requested this fund. Altman motioned to introduce Ordinance 07-24-06-A. Dillinger seconded. Motion carried unanimously.

Resolution 07-24-06-1, Approving the Budget for the 146th Street Project

Howard requested approval of Resolution 07-24-06-1, A Resolution of the Board of Commissioners of Hamilton County Approving the Budget and Authorizing Expenditure of Funds (146th Street Project). Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Communications Tower Upgrade

Howard stated the county has received a request from Double Take LLC to change the equipment on the county's communications tower which would increase the weight on the tower. A letter has been prepared indicating that the county declines their offer to strengthen and rebuild the tower to accommodate their use but we continue to honor the terms of the 1996 agreement. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Ordinance 07-24-06-B, Kent Ward Rezone [2:05:18]

Mr. Kent Ward, 107 Waterman Drive, Noblesville, Indiana. Ward requested a rezone on property located in Wayne Township bordered on the north by SR 32 and the west by Cyntheanne Road. Before Ward purchased the property, in 1995, it was a contractors workshop and storage area. Ward is requesting a commercial zone, it is currently agriculture zone. He would like to expand the business of outside and RV storage. The plan commission did vote a favorable recommendation. There is a problem with the recommendation, it was made with a motion to put a "P" district on it. We no longer have "P" districts. The recommendation was it be a CP3, however it would be a C3. Dillinger asked what was the objection in the no vote? Ward stated he does not know what the objection was. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Mr. Steve Kincaid, 1100 S. 9th Street, Suite 212, Noblesville. Kincaid represents Larry Bailey the adjoining landowner to the east. Mr. Bailey's concerns are to the value to his property, the mix of structures, lack of detail of the Ward Enterprises property. Mr. Bailey is concerned this development would hurt his value of his property and quality of life. This was grand fathered as a C3 or less. The Plan Commission recommended CP3 with the idea that there was some oversight of the plan. Some screening or fencing to block the view and separate the properties would be the major concerns.

Mr. Chuck Kiphart stated two years ago the PUD ordinance was revised and we got rid of the "P" districts. It was replaced with a development plan section. One of the complaints of the "P" designation was that whenever there was a small change or amendment needed on a property with a "P" designation they would have to go back through the plan commission to get it revised. The plan commission decided to do away with the "P" designation and make it an administrative review but there are criteria that have to be met for properties that are commercial and adjacent to residential. Holt stated at the plan commission meeting Ward represented that he would do some screening? Ward stated correct, he plans on screening along SR 32 and along Mr. Bailey's property. Holt asked Kincaid if that resolves Mr. Bailey's concerns? Kincaid stated yes.

Lincolnshire Development Easements [2:11:37]

Mr. Murray Clark, 600 E. 96th Street, Carmel. Clark stated he is representing the Estridge Group on BCE Associates Two, LLC. They are requesting non-enforcement of drainage easements in Lincolnshire, Section 1, lots 16, 25, 26, 33, and 40. The drainage board has established a rule that we can no longer have driveways encroaching in easement areas. Estridge had developed and platted residential subdivisions in Fishers and Westfield since that date where permits have been granted and mistakenly thought in this case that this practice would follow. Lincolnshire is proposed for 82 lots in two sections. Section One is at issue with 40 lots proposed. Originally there were 20 lots that could have had the same problem. There are five lots at issue today. There were two lots where permits have been issued. Section 1 has been platted and recorded. Clark stated they are requesting the Commissioners to allow them non-enforcement of these five lots. Clark stated when we dealt with the first two lots we amended the Declaration of Covenants, Conditions and Restrictions for Lincolnshire, dated May 12, 2006 and recorded May 23, 2006. We specifically dealt with the association's indemnification obligations with respect to the drainage board and any contractor working under the authority of the drainage board. Another paragraph was added about allowing the association to go back against any property owner for costs incurred by the association with respect to the indemnification. The secondary plat of Section 2 has been advertised but not recorded. Clark suspects the plat will have to be amended to make sure they do not have to make any further requests of the commissioners. Dillinger stated Estridge knew this was our position going into this and they were relying on Carmel not enforcing it. This is a situation that they are asking for forgiveness rather than permission. Dillinger stated his position would be that he would be willing to go along with this one time but we make these ordinances for a reason and do not assume they will not be enforced. Clark stated he will deliver that message, they do understand they will have to prepare all future subdivision plats without any driveway encroachment on drainage easements. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Administrative Assistant [2:17:09]

Bradley Correspondence

Mr. Fred Swift asked if he should correspond to the Bradley's request? Holt asked Howard to copy the Bradley's with his letter to the Attorney General.

Humane Society Invoice

Swift stated the humane society sent a \$42,000 invoice, following the last commissioners meeting. Swift asked the commissioners to clarify their motion. Altman stated we do have a cap in the contract but she does not think that was the intent of the contract, it was per animal. The cap was for appropriation purposes and to the extent we could get an additional appropriation. What concerns her about the reimbursement is reimbursing for any entity that is not participating in this agreement. When the county approved the agreement with the humane society it was for Hamilton County and for only participating entities through our contract. Looking at the numbers there is substantial expense for animals coming from jurisdictions, that the humane society accepted, that do not participate and that should not be the county's expense. We need to reconcile with the humane society our directive to take all animals as part of the contract. Holt stated it is his understanding that it was a humane society's decision to take animals from the non-participating jurisdictions, not a county decision? Ms. Rebecca Stevens stated yes, in trying to serve the communities

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of Sheridan, Cicero Atlanta and Acardia. Holt asked if they are asking the county for reimbursement for that? Stevens stated no she is no, relatively speaking those numbers are pretty low. The animals that take us over the cap come in from Noblesville. Stevens stated she understands the county's position, those municipalities have citizens and their animal control officers are bringing their animals into us. If they have something in place in those municipalities for this particular function, it must not be serving its purpose. Our policy is to not turn them away. We take them in and bear the expense. Holt stated the Auditor prepared a spreadsheet confirming where we are on the humane society and to settle up with the humane society in terms of where we are year to date. Holt asked if Altman would concur? Altman stated in terms of they have been reimbursing, we need to look at the confirmed verses unconfirmed dogs to see if there is any other better information you can garner from people dropping off to help the county. Stevens stated the information provided to the Auditor's office, we have already backed out those numbers, we are not getting reimbursed. They do not get counted in the Auditor's fees. Altman stated we want to see your activity with detailed billing. Stevens stated we can provide that but the Auditors office has said they do not need that information. Rauch stated the Auditors office is receiving that information. No one is paying for those animals. Altman motioned to request from the county council an additional appropriation projecting continued at the same rate an additional appropriation for the animals brought in by animal control officers, disregarding the cap at the current rate, with a full report to council showing what we have expended at the county level and what has been reimbursed. If we get that appropriation then we pass on the animal costs to the humane society. Right now we do not have sufficient appropriation to accept an additional billing. Holt asked for clarification, we are paying the humane society in 12 level installments by dividing the 2006 appropriation. When the humane society has a big month they get 1/12th, if you have a low month you receive 1/12th, what does the humane society prefer? Stevens stated she would prefer to determine what the new per animal rate would be. Holt stated for the purposes of the last meeting we were leaving the rate the same as last year? Stevens stated we are. Holt stated we are talking about this year. Stevens stated she would prefer to be paid what they are bringing in, it is seasonal. Altman stated there is a necessary delay in the governmental process if you want to be paid on actual you probably will not receive your check for 60 days after. That is why it was cut on an even basis, they may not work for you. Stevens stated that is a problem. Altman stated that is why it was set on a level basis. Stevens stated for this year in order to make good on the shortage they will have to tell her if it is possible to get it in a lump sum for the first two quarters of the year, we are going to have a shortage again when you calculate the next six months. Moving into next year to avoid this what are we going to agree on the rate for cost per animal, lets bump it up to the right number or leave it where it is and account for the increase in growth and divide that by 12. Holt asked that we stay with this year for right now. Holt asked if we approve the repeat claim asking us to catch them up from the monthly level to what we have actually done through June, that would require an additional even though we have received the money from the entities? Altman stated it is un-appropriated funds. The reimbursements are un-appropriated, they have to be re-appropriated before we can go beyond our appropriation level. Holt stated we have the appropriation for the year, it was not done by the month, why can't we just pay her and request an additional through year end. Altman stated if we don't get the additional appropriation we have a problem. Holt stated obviously we have a problem but that would certainly be unjustified given the fact that the money has come back into county general. Altman stated she is not disagreeing with his logic, she is just speaking in terms that we do this appropriately. We could advance in terms of the contract and request the contract appropriation be accelerated based upon what has been billed but what might happen if there is not an additional, because we did have a contract with a cap on it, you would not receive funding for the rest of the year. Stevens stated that is something that they would not survive. Holt stated he does not know how you are going to survive either way. You need to get paid for the animals no matter how you slice it. Holt stated he does not understand why we use the humane society as the bank saying you pre-pay this and we will get around to it when we get around to it. Altman stated it was not a pre-payment. It has not been monitored until a crisis situation because we were pre-paying the contract. We paid in advance on behalf of all of the other entities and then we got reimbursed. That is an unfair statement to say we are asking them to be the bank, we have been the bank. Holt stated we have both been the bank. They are providing a service for animals that we have not been paying them for because of the calendar and the seasonal nature of the business. Altman stated we have paid according to the contract. Holt stated right, but we have also established the precedent in years past that when the humane society said we are getting ready to hit the wall we have found them funds. It seems like from a right and wrong perspective we ought to be paying them for what they are servicing when we are getting the money put back into our pocket by the other municipalities as we bill them. Rauch stated part of the shortage is that no money changes hands for the county portion of the animals, Holt stated that is less than the appropriation, we are to the good. Howard stated from a budgetary standpoint. Holt stated and will be at year end and were last year. Altman stated she does not recall that. Holt stated we got reimbursed from all of these folks. Rauch stated we do not get 100% reimbursement. Altman stated we are not ahead, regardless she does not have a problem asking council for an additional appropriation telling them there is a cap in the contract that we don't think is equitable and make sure that we are paying for the dogs that came in from animal control people that are participating in our contract. That will do what you need to do, it is a matter of timing. Now if we want to release, because of their cash problems, another quarter on the contract then we are still ok with the appropriation because we have time. We can't expend monies that are not appropriated. We can get it done fairly quickly with council, at least at the September meeting. Stevens stated but these monies are in addition to the standard monthly allocation, not in replacement. Howard stated it is catch up money. Howard asked Altman if her motion envisioned extrapolating the first six months? Altman stated yes, she wants to ask for an additional to get through the end of the year. Altman asked Stevens what is their seasonal flow? Stevens stated right now it is insane, animals are in the lobby and in the offices and we see that being the case through October. In November and December it will start slowing down, we tend to get less animals in the winter months. Right now we are so overwhelmed with the animals we have received, she is short staffed and they barely have enough funding. Howard stated if the first six months you have January and February in it, indicative of the last six months because you have November and December in it? Stevens stated you will see that November, December, January and February are all similar. Altman stated if we go through the end of June and doubled your intake that would be your projection for the full year? Stevens stated yes, they have that projection in the budget of what they expect total animal intake to be by the end of the year and that is what they use to budget for next year. In thinking about next year she wants to be paid for what they bring in, it is the fair thing to do but she also understands from the county's budgeting standpoint it is easier to have those broken up in equal payments. Altman stated it does not necessarily have to be equal, by contract we can follow your flow but we have to do it in a written contract that we track. Stevens stated they can not wait 60 days out. Dillinger seconded the motion. Stevens stated in those months that are down on animal intake, on the flip, we are also down on our income, there are fewer events, fewer adoptions and so those are very difficult months for us because we are

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making less money. You need to take that into consideration too. Holt stated he thought the motion included the catch up payment. Altman stated no, it is the obligation to pay. This motion was to pay additional money she will handle the catch up payment in another motion. Motion carried unanimously. Altman stated her second motion is that we request the Auditor to pre-pay under the existing contract the next two months in their next check to infuse them with cash with the understanding that it is a pre-payment until we resolve the issue of council and the appropriation. Dillinger seconded. Motion carried unanimously.

Holt stated he would like to talk about next year and the philosophical glitch he is having, if we are budgeting for the humane society at one number, taking no consideration of what we are getting reimbursed from the municipalities, will your proposals have the total dogs included? Stevens stated yes. Altman requested the humane society provide the commissioners with a complete break down of the 2007 budget. Altman would like a specific detail, by line item, of what it is so we can determine what should be government and what should be fundraising. Stevens stated in the original submission she gave to Holt she broke that out. Holt stated she thought she did as well. Altman stated she will look at it again and get back with Stevens. Stevens stated the other thing that is up in the air is if we bump up the cost per animal or consider taking in the number of budget strays or do we look at strays verses owner release? Altman stated that has not been decided.

Swift stated there is a \$20,000 bump payment at the end of the year to fulfill the \$293,000 contract. Altman stated she does not have a problem releasing the hold back (\$20,000) and so moved. Altman stated the \$20,000 will be in addition to the two months for a total payment (\$65,500). Holt seconded. Motion carried unanimously.

Key to the County

Swift stated Dillinger has discussed having a Key to the County or something of that nature. Swift suggested a lapel pin with the county seal. The estimated costs are \$1.70 each for a total of \$1,800 for 1,000 lapel pins. Altman asked if we have money in the budget? Swift stated yes. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Parking Lot Improvements

Swift stated clarification is needed on the expansion to the south parking lot. Do the commissioners want the highway department to get physically involved with the lot grading and paving or do you want to use a private contractor? Altman motioned to have the highway department prepare the plans for bid and we bid it out. Dillinger seconded. Motion carried unanimously.

Fairground Speed Humps

Dillinger asked if the highway department put the speed humps in at the fairgrounds? Davis stated yes. Dillinger stated his car bottoms out. Dillinger stated they are too steep and he asked Davis to check them. Altman asked if we should be looking at the speed humps that are just held in with pins?

Weights and Measures New Position

Dillinger stated at the last meeting the commissioners tabled the recommendation of a new position for Weights and Measures. If we are to request that position it needs to be in the commissioners records. Altman stated we need to tell Boone County what their projected 2007 amount is, this new position will increase their share to close to \$50,000 or more. If Boone County backs out will we still support this position? Dillinger and Holt stated yes. Altman asked if we have any word on the new ordinance on fines? Howard stated he does not know that the ordinance will be a revenue generator, it is more as a deterrent. Dillinger motioned to approve the assistant for Weights and Measures. Altman seconded. Motion carried unanimously.

Altman asked Swift to write a letter to the Boone County Commissioners stating their new contract amount for 2007 will be \$50,000. Holt asked if Swift should work the numbers to see what their percentage would be for the total budget. Altman stated we put a person on board for \$34,000 then you could add another \$17,000 to it. Dillinger stated he thinks we need to write a letter stating we are no longer going to provide weights and measures. Holt stated or this is the last year and we need “x”. Altman stated that is fine, we can send the proposed budget and the split. Altman stated it will take some time to go through the calculation unless we put on an agreed 60/40 split on the budget. Holt suggested sending them this year’s letter. Altman asked to look at it in February and decide if we want to pursue the contract? Holt stated yes. Altman stated we have to give them plenty of notice and she does not think we can cut them off in 2007. Swift asked if he should tell them 40% of the budget? The commissioners agreed.

Dog Tax [2:48:25]

Altman stated the township trustees are not happy with the dog tax. We need to look at it. This year we can opt in or out of the dog tax. This year we have to give \$2.00 of what we collect to Purdue. Obviously we don’t want to keep our current ordinance in place because we lose money. We need to get rid of it or set an appropriate rate. Dillinger motioned to get rid of it. Holt stated he would like to read the statute first. We just talked about \$293,000 to the humane society and people with dogs should be paying a service fee. Dillinger stated he does not have a problem if it went to the humane society. Holt stated we need to read the statute. Altman asked Swift if he can get a copy of the statute and distribute it to the commissioners.

CDBG Grant

Mr. Mark McConaghy requested approval of the letter to HUD that states Hamilton County will continue to participate as an entitlement community for Fiscal Years 2007-2009. Arcadia, Atlanta and Sheridan have opted out. Holt motioned to forward the letter to the Department of Housing. Dillinger seconded. Motion carried unanimously.

McConaghy requested approval of 12 letters to the Indiana Department of Natural Resources Division of Historic Preservation & Archaeology History Structures Review. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Indianapolis Airport Authority Wage Determination Appointment

Swift stated the Indianapolis Airport Authority has requested an appointment to the Wage Determination Committee. Dillinger motioned to appoint Mike Reuter. Altman seconded. Motion carried unanimously.

Sheriff [2:54:01]

Harco Asphalt Certificate of Substantial Completion

Altman stated the Certificate of Substantial Completion from Harco Asphalt was tabled last meeting because she was concerned another top coat needed to be put on. The Sheriff verified that the top coat is a separate contract. Altman motioned to remove the Harco Asphalt Certificate from the table. Dillinger seconded. Motion carried unanimously. Altman motioned to approve the Certificate of Substantial Completion for Harco. Dillinger seconded. Motion carried unanimously.

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Auditor [2:54:45]

2007 Holidays

Rauch requested approval of the 2007 Holiday Schedule. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Clerk of the Circuit Court Monthly Report

Rauch requested acceptance of the Clerk of the Circuit Monthly Report dated June 2006. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Treasurer's Monthly Report

Rauch requested acceptance of the County Treasurer's Monthly Report dated June 30, 2006. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Release of Bonds/Letters of Credit - Drainage Board

Rauch requested approval of the release of Bonds and Letters of Credit for the drainage board. 1) HCDB-2004-00081 - Lexon Insurance Company Subdivision Bond No. 1009217 - Stanford Park Section 1 storm sewers, monuments & markers, SSD and erosion control in the amount of \$342,200.00. 2) HCDB-2004-00082 - Lexon Insurance Company Subdivision Bond No. 1009224 - Stanford Park Section 3 storm sewers, monuments & markers, SSD and erosion control - \$243,500.00. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Payroll Claims

Rauch requested approval of Payroll Claims for the period of July 3-16, 2006 paid July 28, 2006. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Vendor Claims

Rauch requested approval of Vendor Claims to be paid July 25, 2006. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Bid Awards [2:57:30]

Commerce Drive Extension, Phase I

Thurman recommended the bid for the Commerce Drive Extension, Phase I be awarded to E&B Paving. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Signal Installation - 146th Street and Rohrer Road

Thurman recommended the bid for the signal installation at 146th Street and Rohrer Road to Morphy Construction. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Small Structure #33032, Craig Avenue over Sheward Ditch

Thurman recommended the bid for Small Structure #33032, Craig Avenue over Sheward Ditch to Erber & Milligan. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Bridge #119, East 191st Street over Stony Creek

Thurman recommended the bid for Bridge #119, East 191st Street over Stony Creek to Erber & Milligan. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Animal Shelter Contract

Howard requested approval of a contract with Bledsoe Environmental Systems Testing, Inc. for the animal shelter project in the amount of \$2,725.00. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Liability Trust Claim

Howard requested approval of a Liability Trust Claim in the amount of \$4,906.00 payable to Michael A. Howard. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Dillinger motioned to adjourn. Altman seconded. Motion carried unanimously.

Commissioners Correspondence

Beam, Longest and Neff Notice of Transmittal:

Bridge #220, Lamong Road over McKinzie Ditch

IDEM Notice of Sewer Permit Applications:

116th Street Lift Station Upgrade & Force Main Extension, Phase 3 - Fishers

Princeton Woods, Section Two - Fishers

IDEM Notice of Public Comment:

PSI Energy - Noblesville Generating Station

IDEM Notice of Sewer Construction Permit Applications:

Noble West II - Noblesville

Parkwood West

Pleasant Street Extension, Phase II - Noblesville

The Villages at Geist - Fishers

Village of West clay Harleston Street - Carmel

Watercolors, Section 2 - Fishers

IDEM Notice of Minor Source Operating Permit Renewal:

Biddle Precision Components, Inc. - Sheridan

Present

Christine Altman, Commissioner

Steven C. Dillinger, Commissioner

Steven A. Holt, Commissioner

Kim Rauch, Administrative Assistant to Auditor

Fred Swift, Administrative Assistant to Commissioners

Michael A. Howard, Attorney

Darren Murphy, Attorney

Brad Davis, Highway Director

Joel Thurman, Interim Highway Engineer

Virginia Hughes, Administrative Assistant to Highway Engineer

Amber Emery, Highway Public Service Representative

HAMILTON COUNTY BOARD OF COMMISSIONERS
JULY 24, 2006

Dave Lucas, Highway Inspector
Mike McBride, Highway Technical Engineer
Christopher Burt, Highway Staff Engineer
Tim Knapp, Highway Right-of-Way Specialist
Matt Knight, Highway Staff Engineer
Faraz Kahn, Highway Department
Kathy Howard, Highway Department
Kent Ward, Rezone
Jeff Hill, The Corradino Group
Patti Smith, BLN
Becki Wise, USI
Floyd Burroughs, FEBA
Dave Richter, United Consulting
Debbie Folkerts, County Assessor
Corby Thompson
Murray Clark
Rebecca Stevens, Humane Society
Chuck Kiphart, Plan Commission
Steve Goar, Bicycle Race
Steve Kincaid, Ward Rezone

APPROVED
HAMILTON COUNTY BOARD OF COMMISSIONERS

ATTEST:

Robin M. Mills, Auditor